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21 **UNITED STATES DISTRICT COURT**
22 **NORTHERN DISTRICT OF CALIFORNIA**

23 ADOBE SYSTEMS INCORPORATED, a
24 Delaware Corporation,

25 Plaintiff,

26 v.

27 METROTECH SOLUTIONS USA INC., a
28 Delaware Corporation; 9199-6546 QUEBEC
INC., a Canadian Quebecois Corporation
doing business as METROTECH
SOLUTIONS INC., METROTECH
SOLUTIONS and METROTECH; and DOES
2-10, Inclusive,

Defendants.

Case No.: 3:14-cv-04871-EMC

**STIPULATION TO CONTINUE
HEARING AND BRIEFING SCHEDULE
ON PLAINTIFF'S MOTION FOR
CONTEMPT**

Plaintiff ADOBE SYSTEMS INCORPORATED ("Plaintiff"), by and through its counsel
of record, and Defendants METROTECH SOLUTIONS USA INC.; 9199-6546 QUEBEC INC.,
d/b/a METROTECH SOLUTIONS INC., METROTECH SOLUTIONS and METROTECH;
9188-0047 QUEBEC INC. d/b/a UKTECH STORE; and 9199-6587 QUEBEC INC. d/b/a IT

1 FACTORY (collectively “Defendants”), by and through their counsel of record, hereby stipulate
2 and agree as follows:

3 **RECITALS**

4 On August 20, 2015, the Court entered a PERMANENT INJUNCTION AGAINST DEFENDANTS
5 AND DIMISSAL WITH PREJUDICE (D.E. 31) (“Injunction”).

6 On June 1, 2017, Plaintiff filed its MOTION FOR CONTEMPT AND SANCTIONS AGAINST THE
7 ENJOINED PARTIES (D.E. 33) (“Motion”), asserting that Defendants violated the Injunction by
8 dealing in Adobe products, specifically through their illegal distribution of unbundled (and in
9 one instance, previously activated) Adobe software products.

10 Defendants’ response to the Motion is currently due June 15, 2017. Plaintiff’s reply to the
11 Motion is currently due June 22, 2017.

12 On June 9, 2017, Plaintiff was contacted by counsel for Defendants requesting an
13 extension of time to respond to the Motion due to professional commitments and to afford the
14 Parties an opportunity to resolve this matter amicably and without further intervention of the
15 Court.

16 Thereafter, the Parties conferred on a mutually agreeable hearing date and briefing
17 schedule. The Parties also agreed to a specific deadline for the production of documents in an
18 effort to resolve this Motion prior to the hearing.

19 **AGREEMENT**

20 Accordingly, Plaintiff and Defendants hereby stipulate and respectfully request the Court
21 continue the hearing on the Motion to August 3, 2017, or a date thereafter acceptable to the
22 Court.

23 Additionally, Plaintiff and Defendants hereby stipulate and respectfully request that
24 Defendants’ response to the Motion be due on or before July 13, 2017, upon the express
25 condition that Defendants’ produce documents demonstrating the purchase and sale of any
26 Adobe products from the date of the Injunction, August 20, 2015, to the present by no later than
27 June 21, 2017. In the event that Defendants have not produced complete purchase and sales
28

1 documents by close of business on June 21, 2017, Defendants' response to the Motion shall be
2 due June 26, 2017.

3 Plaintiff and Defendants hereby stipulate and respectfully request that Plaintiff's reply
4 shall be due 7 calendar days after the filing of Defendants' response.

5
6 DATED: June 14, 2017

JOHNSON & PHAM, LLP

7
8 By: /s/ Nicole Drey Huerter
9 Nicole Drey Huerter, Esq.
10 Attorneys for Plaintiff
ADOBE SYSTEMS INCORPORATED

11 DATED: June 13, 2017

LAW OFFICES OF GEORGE A. SHOHEP,
A PROF. CORP.

12
13 By: /s/ George A. Shohet
14 Pierre Francis
15 Attorney for Defendants
16 METROTECH SOLUTIONS USA INC.; 9199-
17 6546 QUEBEC INC., d/b/a METROTECH
18 SOLUTIONS INC., METROTECH SOLUTIONS
19 and METROTECH; 9188-0047 QUEBEC INC.
20 d/b/a UKTECH STORE; and 9199-6587 QUEBEC
21 INC. d/b/a IT FACTORY

22 **~~PROPOSED~~ ORDER**

23 Pursuant to Stipulation, the hearing on Plaintiff's MOTION FOR CONTEMPT AND
24 SANCTIONS AGAINST THE ENJOINED PARTIES ("Motion") is reset from July 6, 2017, to
25 August 3, 2017.

26 Defendants' response to the Motion is due July 13, 2017, provided that Defendants
27 produce to Plaintiff, by no later than June 21, 2017, all purchase and sales documents relating to
28 Adobe products. Should Defendants fail to produce full and complete documents by June 21,
2017, Defendants' response to the Motion shall be due June 26, 2017.

1 Plaintiff's reply to the Motion is due 7 calendar days after the filing of Defendants'
2 response.

3 IT IS SO ORDERED.

4
5 DATED: 6/15/17 _____

